



FEDERAL ELECTION COMMISSION

Washington, DC 20463

MEMORANDUM

TO: Office of the Commission Secretary

FROM: Office of General Counsel KCS

DATE: September 28, 1999

SUBJECT: MUR 4434 - Memo to the Commission

The attached is submitted as an Agenda document for the
Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATION

SENSITIVE

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NON-SENSITIVE

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72 Hour TALLY VOTE

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24 Hour TALLY VOTE

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24 Hour NO OBJECTION

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INFORMATION

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DISTRIBUTION

COMPLIANCE

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Open/Closed Letters

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MUR

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DSP

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STATUS SHEETS

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Enforcement

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Litigation

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PFESP

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RATING SHEETS

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AUDIT MATTERS

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LITIGATION

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ADVISORY OPINIONS

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REGULATIONS

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OTHER

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SEP 28 1999

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SEP 28 1999

SENSITIVE

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

BY: Lois G. Lerner *IGL by AAS*
Associate General Counsel

SUBJECT: MUR 4434 -- Recirculation of Status Memorandum

On September 24, 1999, this Office circulated a memorandum to the Commission advising it of the status of the above-captioned matter. However, the "SUBJECT" line of the memorandum referenced MUR 4648, a completely unrelated MUR, rather than MUR 4434. Accordingly, this Office is recirculating the Memorandum, *see* Attachment, so that it accurately reflects the matter to which it refers. The one change is the reference in the "SUBJECT" line, which has been changed to reflect MUR 4434.

This memorandum had been included on the September 30, 1999 agenda because it appeared to relate to a matter which had already been placed on that agenda. However, the memorandum did not and does not address a matter which currently requires the Commission's attention. The memorandum was informational only, and is being recirculated on that basis.

Staff Assigned: Tony Buckley



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

SEP 28 1999

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

BY: Lois G. Lerner *262 by AAS*
Associate General Counsel

SUBJECT: MUR 4434 – Status

On July 20, 1999, the Commission determined to enter into conciliation with Outback Steakhouse of Florida, Inc. and its officer, Joseph J. Kadow. Also on July 20, 1999, the Commission found reason to believe that Daniel M. Doyle knowingly and willfully violated 2 U.S.C. §§ 441a(a)(1)(A) and 441f with respect to certain contributions made during the 1994 and 1996 election cycles and determined to enter into conciliation with regard to the 1994 cycle violations. The Commission's letter to Mr. Doyle informing him of its findings also informed him that, if he wished to deal with both the 1994 cycle and 1996 cycle aspects of the matter at one time, a waiver of the statute of limitations would be required.

for Mr. Doyle has informed this Office that his client wishes to address all of the Commission's concerns in one agreement, and that his client will agree to toll the statute of limitations in order to accomplish this. Staff has sent counsel an appropriate tolling agreement. Counsel shortly will be submitting information from his client regarding the violations. In addition, this Office will informally contact persons named in Mr. Doyle's Factual and Legal Analysis and inquire as to the circumstances surrounding their contributions.

Staff Assigned: Tony Buckley